

2647/ITC/24  
16/03/15

**HARYANA GOVERNMENT  
SCHOOL EDUCATION DEPARTMENT**

**ORDER NO. 18/2177-14 HRL (1) DATED, CHANDIGARH THE 03.03.2015**

As per provision contained in Haryana Govt. Finance Department's letter No. 1/83/2008/1 PR (FD), dated 07-01-2009 forwarding therewith notification dated 04-03-2014 for implementation of Haryana Civil Services (Revised Pay) Rules, 2008 and Haryana Civil Services (ACP) Rules, 2008 Sh. Ved Parkash, Lecturer in Sanskrit, GSSS, Karewari (Sonapat) is hereby granted Rs.9300-34800+Grade pay Rs.6000 w.e.f. 04.03.2014 on completion of 24 years regular satisfactory service as Sanskrit Teacher subject to condition that the incumbent is entitled as 6000/- GP without benefit of increment.

**T.C. GUPTA  
PRINCIPAL SECRETARY TO GOVT. HARYANA,  
SCHOOL EDUCATION DEPARTMENT,  
CHANDIGARH**

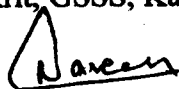
**OFFICE OF THE DIRECTOR, SECONDARY EDUCATION, HARYANA,  
PANCHKULA**

**ENDST. NO. EVEN**

**DATED, PANCHKULA THE 16-3-15**

A copy is forwarded to the following for information and necessary action:-

1. District Education Officer, Sonapat w.r.t. Memo No. E-6-14/1349 dated 10.11.2014. The service book and personal file of the official is hereby returned.
2. Accountant General (A&E) Haryana, Chandigarh.
3. Principal, GSSS, Karewari (Sonapat).
4. Treasury Officer concerned.
5. Sh. Ved Parkash, Lecturer in Sanskrit, GSSS, Karewari (Sonapat).



**SUPERINTENDENT LECTURER  
FOR DIRECTOR SECONDARY EDUCATION  
HARYANA, PANCHKULA**

2648/STCCH  
16/5/15



GOVERNMENT OF HARYANA / हरियाणा सरकार  
**Directorate School Education**  
विद्यालय शिक्षा निदेशालय

शिक्षा, संस्कृति एवं विकास  
Education, Culture and Development  
तमसो मा ज्योतिर्गमय  
Lead me from Darkness to Light

www.schooleducationharyana.gov.in | edusecondaryhry@gmail.com

ORDER NO. 16/127-2013-HRL(3)

DATED, PANCHKULA : 27/02/2015

Consequent upon repatriation by O/o Director Secondary Education, Haryana, Panchkula, the following officer is hereby transferred / adjusted as Lecturer against vacancy in the schools mentioned against their names with immediate effect.

Sr. No.	Transfer Id	Name , Designation	Present Place of Posting	Transfer/Adjusted to	Remarks
1	0503	Sh. Ajay Balhara APO Employee ID: 034672	O/o DPC Rohtak, Distt. Rohtak [5535]	GSSS Mandola, Distt. Rewari [2535] as Lecturer in Biology	Against vacancy

**Note :-**

- The official will be relieved immediately and in any case within 7 days failing which he/she will be liable for disciplinary action.
- If any discrepancy is noticed in this order or there is violation of transfer policy/rationalization policy it should be brought to the notice of Computer Cell/Concerned branch within three days.

DATED, PANCHKULA :  
27/02/2015

**T.C. GUPTA**  
PRINCIPAL SECRETARY TO GOVT. HARYANA  
SCHOOL EDUCATION DEPARTMENT  
CHANDIGARH  
DATED PANCHKULA,

END NO. 16/127-2013-HRL(3)

A copy is forwarded to the following for information and necessary action :-

- State Project Director, SSA, Haryana Chandigarh.
- District Project Co-ordinator cum District Elementary Education officers concerned.
- District Education Officer concerned.
- Block Education Officer cum BRC concerned.
- Head of the institution concerned.
- Concerned.
- Secretary OSD/CM
- Sr. S.E.M.
- Principal
- Technology Officer (HQ)

*(Signature)*  
**DEPUTY DIRECTOR LECTURER**  
for DIRECTOR SECONDARY EDUCATION  
HARYANA, PANCHKULA

2649/27004  
16/3/15

**OFFICE OF THE DIRECTOR SECONDARY EDUCATION, HARYANA,  
PANCHKULA**

**Order No. 12/22-2015 HRL (2)**

**Dated, Panchkula, the 09.03.2015**

Permission is hereby granted to Sh. Sanjay Kumar, Lecturer in English, Govt. Sr. Sec. School, Kaithal to change the option for the medical reimbursement for the outdoor expenses of treatment of chronic disease w.e.f. 19.03.2014 in terms of Haryana Government instructions issued time to time on the following conditions:-

1. That he will not be entitled to the fixed medical allowances w.e.f. 19.03.2014. After the date of change of option the allowances, if received, will have to be deposited in Government treasury.
2. The medical certificate will be reviewed after a period of two years.
3. The reimbursement will be made only for ten chronic diseases which have been declared by the Haryana Government.


M.L. Kaushik  
Director Secondary Education  
Haryana, Panchkula

**ENDST. NO. EVEN**

**DATED, PANCHKULA THE - 13/3/15**

A copy is forwarded to the following for information and necessary action:-

1. District Education Officer, Kaithal.
2. The Accountant General (A&E) Haryana, Chandigarh.
3. Treasury Officer, Kaithal.
4. Sh. Sanjay Kumar, Lecturer in English, Govt. Sr. Sec. School, Kaithal.

  
Superintendent HRL  
for Director, Secondary Education,  
Haryana, Panchkula

2050/29 cell  
16/8/15

**GOVERNMENT OF HARYANA  
SCHOOL EDUCATION DEPARTMENT  
ORDER**

**Order No. 20/81-14 HRL (1) Dated, Chandigarh, the 16.02.2015**

Smt. Dolly Singh [094802], Lecturer in Political Science, Govt. Senior Secondary School, Sundana (Rohtak) [2682] is hereby granted child care leave w.e.f. **23.12.2014 to 31.05.2015 (159 days)** as per F.D. letter No. 11/102/2009-3FR dated 05.02.2010 and letter No. 11/102/2009-3FR dated 05.11.2012.

T.C. GUPTA  
PRINCIPAL SECRETARY TO GOVT. HARYANA  
SCHOOL EDUCATION DEPARTMENT  
CHANDIGARH

**OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA,  
PANCHKULA**


**Endst. No. Even**

**Dated Panchkula, the 12-3-15**

A copy is forwarded to the following for information and necessary action:-

1. District Education Officer, Rohtak w.r.t E-1/2014/1610-11 dated 12.12.2014.
2. Principal, Govt. Sr. Sec. School, Sundana (Rohtak).
3. Smt. Dolly Singh [094802], Lecturer in Political Science, Govt. Senior Secondary School, Sundana (Rohtak).

✓ 4. I.T. Cell

  
17/3/15  
Superintendent HRL  
for Director Secondary Education,  
Haryana, Panchkula

26/5/2015  
16/3/15

**OFFICE OF THE DIRECTOR SECONDARY EDUCATION, HARYANA  
PANCHKULA**

**Order No. 22/18-2015 HRL (5)**

**Dated, Panchkula, the 20.02.2015**

Sanction is hereby accorded under Notification No. 15/136-2010 Co (1) dated 26<sup>th</sup> April, 2011 to re-employment of **Smt. Raj Bala Yadav, Lecturer in Hindi, Govt. Girls Sr. Sec. School, Gujjarwas (Mahendergarh)** who has been retired on 31.12.2014. She will retain in the same institution with immediate effect upto 31.03.2015 or till the vacancies are filled in by promotion or fresh recruitment or from the date of actual joining whichever is later on the following terms and conditions :-

1. There is no adverse remarks regarding integrity during last three years service and service record during last three years is good or better than that.
2. No charge sheet U/R 7 or 8 of Haryana Civil Services (Punishment & Appeal) Rules 1987 is pending against him/her.
3. Medical fitness Certificate from the Government Medical Officer.
4. No case involving moral turpitude is pending and no charges have been framed by the competent Court.
5. The salary will be paid as per provisions of CSR Vol-II i.e. last pay drawn minus pension.


**M.L. KAUSHIK  
DIRECTOR SECONDARY EDUCATION,  
HARYANA, PANCHKULA**

**Endst. No. Even**

**Dated, Panchkula, the 13-3-15**

A copy is forwarded to the following for information and necessary action:-

1. District Education Officer, Narnaul.
2. Principal, Govt. Girls Sr. Sec. School, Gujjarwas (Mahendergarh).
3. Official concerned.
4. Technology Officer (Local).

  
Superintendent HRL  
for Director Secondary Education,  
Haryana, Panchkula

2659/ETCEL  
16/3/15

**GOVERNMENT OF HARYANA  
SCHOOL EDUCATION DEPARTMENT  
ORDER**

**Order No. 6/4-2013 HRL (4)**

**Dated, Chandigarh, the 10.03.2015**

That Sh. Darya Singh [206607] appointed as PGT English has not joined/could not join his duty at allotted place of posting. As requested by him for grant of extension of time so as to join his duty at Govt. High School Gonder (Karnal) [1858], the extension of time is hereby granted to Sh. Darya Singh [206607] and directed to join his duty within seven days. The details of Sh. Darya Singh [206607] is as under:-

Sr. No.	Subject/Merit No.	Name and Address	Date of appointment
1.	English/1806	[206607] Sh. Darya Singh S/o Sh. Phool Singh, VPO Bakal, Distt. Kaithal	05.03.2014

**Note:** Sh. Darya Singh, Newly selected PGT English will not be entitled for any monetary benefit for the intervening period as he had not worked during that period.

**T.C. GUPTA  
PRINCIPAL SECRETARY TO GOVERNMENT  
HARYANA SCHOOL EDUCATION DEPARTMENT  
CHANDIGARH**

**Endst. No.: Even**

**Dated Panchkula, the 16-3-15**

A copy is forwarded to the following for information and necessary action:-

1. District Education Officer, Karnal.
2. Head of the Institutions concerned.
3. Sh. Darya Singh S/o Sh. Phool Singh, VPO-Bakal, Kaithal.
4. I.T. Cell.

**SUPERINTENDENT HRL  
FOR DIRECTOR SECONDARY EDUCATION  
HARYANA, PANCHKULA**

**HARYANA GOVERNMENT**  
**SCHOOL EDUCATION DEPARTMENT**  
**ORDER**

No. 19/55-2007 HRG-I (2)

Dated: 12/3/2015

Hon'ble Punjab and Haryana High Court in CWP No. 3729 of 2011, titled as Ram Kumar Beniwal Versus State of Haryana and others, vide its order dated 04.03.2014 has directed as under:-

*"On hearing counsel for the parties and keeping in view the facts and circumstances of the present case, the writ petition is disposed of with directions to the Financial Commissioner and Secretary to Government of Haryana, Education Department-respondent No.1 to consider and finalise the complete claim of the petitioner within a period of two months from the date of receipt of certified copy of the order under intimation to him.*

*In case the petitioner is held entitled to any consequential benefits, the same be released to him within a further period of one month."*

2. Brief facts of the case are that as FIR no. 189, dated 13.04.2007 PS City, Kaithal under Section 7 & 11 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) was registered against Sh. Ram Kumar Beniwal, while being posted as District Elementary Education Officer-cum-District Project Coordinator, Sarva Shiksha Abhiyan, Kaithal. He remained in police/judicial custody from 5.9.2007 till 22.1.2008 and was released on 23.1.2008. He was placed under suspension vide office order no. 19/55-2007 HRG-(2), dated 30.04.2007 and continued as such till the date of his superannuation on 30.11.2008. Subsequently, he has been convicted by Ld. Judge, Special Court, Kaithal vide its order dated 12.07.2010 and following punishments have been inflicted upon him:-

Offence under Section	Sentence
Section 7 of the Prevention of Corruption Act	Rigorous imprisonment of 30 months alongwith fine of Rs. 7,500/- and in default of payment of fine, to further undergo rigorous imprisonment for six months.
Section 11 of the Prevention of Corruption Act	Rigorous imprisonment of 30 months alongwith fine of Rs. 2,500/- and in default of payment of fine, to further undergo rigorous imprisonment for six months.

Against the above said conviction, in criminal appeal, Hon'ble Punjab and Haryana High Court vide its order dated 29.07.2010 has suspended the sentence of the incumbent during the pendency of the appeal.

3. Till the date of his retirement on 30.11.2008, no decision was taken about grant of retiral benefits as per Haryana Civil Services (Revised Pension) Part-II Rules, '2009

notified/ on 17.4.2009 and made applicable to the retiree on or after 1.1.2006, suspension period, absence without leave from 12.04.2007 till 30.04.2007 and grant of revised pay on the basis of Haryana Civil Services (Revised Pay) Rules, 2008 notified on 30.12.2008, enforced w.e.f. 1.1.2006. Consequently, the incumbent filed Civil Writ petition No. 3729 of 2011 titled as Ram Kumar Beniwal Versus State of Haryana and others. In the meantime, under Rule 2.2(a) of Punjab Civil Services Rules, Volume II, as applicable to Haryana, provisional pension amounting to Rs. 8,059/-PM was sanctioned in his favour vide PPO/FPPO no. 1116642960429, dated 06.03.2013; w.e.f. 01.12.2008 due to superannuation on 30.11.2008. Thereafter, Hon'ble High Court vide its order dated 4.3.2014 directed to pass a speaking order, as enunciated above.

4. Since no decision on his request was taken, the incumbent filed COCP No. 2806 of 2014 titled as Ram Kumar Beniwal Versus Surina Rajan and others and Hon'ble High Court vide its order dated 01.10.2014 has called for a report from respondent no. 1 to be submitted within a period of six weeks from the passing of the order, falling which the same shall be accepted by the registry on payment of Rs. 5,000/- as costs, to be deposited with the Lawyer's Welfare Fund of the High Court.

5. In view of conviction, the competent authority was required to take a decision about withholding or withdrawing a pension or any part of it if the pensioner is convicted of serious crime or be guilty of grave misconduct, as provided in Rule 2.2(a) of Punjab Civil Services Rules, Volume II, as applicable to Haryana. Further, immediately after conviction in a serious crime, *prima facie*, it is imperative to impose a penalty of withdrawal of pension on the analogy of imposition of penalty of dismissal, in accordance with the offences pertaining to the moral turpitude, as provided in proviso (a) to Article 311(2) of the Constitution of India and as per instructions issued by Punjab Government Circular Letter No. 4819-G II-57/11919, dated 08.07.1957 from the Chief Secretary to Government, Punjab, addressed to all the Heads of Departments. Accordingly, the matter was considered and he was issued a Show Cause Notice bearing Memo No. 19/5-2007 HRG-I(2) dated 21.02.2015 to show cause as to why penalty of withdrawal of pension on the analogy of imposition of penalty of dismissal may not be imposed upon him. Further, in accordance with the principles of natural justice, not only opportunity of show cause was granted vide *ibid* notice dated 21.02.2015 but he was also afforded a personal hearing on 10.03.2015.

6. During personal hearing on 10.03.2015, the incumbent submitted reply dated 09.03.2015, wherein he stated that all the purchases were made by him with the approval of Sh. Sanjeev Verma the then ADC, Kaithal, being the Chairman of Sarva Shiksha Abhiyan. He further stated that the case against him was totally false and baseless and was the creation of ADC for the reasons best known to him. He further stated therein that the judgement dated 12.07.2010 is totally wrong and not based on any evidence and accordingly the sentence in the said judgement has been suspended by Hon'ble Punjab and Haryana High Court in criminal appeal vide its order dated 29.07.2010. He specifically emphasized in the said reply that appeal is continuation of original proceedings and the criminal proceedings have not become final and



accordingly, no action can be taken against him under Rule 2.2(a) of CSR Volume II. He also submitted that his pay has not been fixed as per Sixth Pay Commission and arrears alongwith interest has not been given to him till date. He further submitted that he has not been granted leave encashment, gratuity, LTC, TA Bills, arrears of subsistence allowance and sanctioning of leave from 11.04.2007 till 29.04.2007 till date.

7. I have gone through the entire file, order dated 4.3.2014 passed by Hon'ble Punjab and Haryana High Court, relevant provisions of CSR Volume I Part-I, CSR Volume II, various instructions issued by the Government from time to time including instructions dated 08.07.1957 as enunciated above, show cause notice, reply thereof and submissions made at the time of personal hearing. It is fact that no departmental proceedings under Rule 7 of Haryana Civil Services (Punishment & Appeal) Rules, 1987 were pending against him at the time of retirement on 30.11.2008. Further, till date, no departmental proceedings have been initiated under Rule 2.2 (b) of the CSR Volume II against him. However, Shri Ram Kumar Beniwal cannot be granted any benefit on this technical ground in view of the fact that the charges on account of which he was placed under suspension have been fully proved by the Trial Court after appreciating the entire evidence. I am not competent to comment upon the correctness or otherwise of the judgement by the Trial Court which Shri Beniwal disputed at the time of personal hearing. The fact is that he stands convicted on which no stay has been granted by the Hon'ble High Court. It is only the sentence which has been suspended by the Hon'ble High Court. Therefore, for the period of suspension w.e.f. 30.04.2007 till his date of superannuation on 30.11.2008, he will not be entitled to any pay & allowances except the subsistence allowance payable to him as per rules. However, he is entitled to refixation of his pay on the basis of Haryana Civil Service Revised Pay Rules-2008 notified on 30.12.2008 which is applicable w.e.f. 01.01.2006. Therefore, it is directed that his pay be refixed as per Rules w.e.f. 01.01.2006 and he may be paid arrears of his pay/subsistence allowance, if any. It is further ordered that period of suspension should not be treated as period spent on duty because charges which are serious in nature, have been subsequently proved by the Ld. Judge, Special Court, Kaithal. However, he will be entitled to leave encashment as per Rules on the basis of this revised pay. It is further ordered that he be also paid LTC/TA bill etc., if these are pending as per Rules.

8. As far as sanction of leave from 11.04.2007 till 29.04.2007 is concerned, since he was unauthorizedly absent from duties without prior sanction of leaves, the application for leaves is rejected and no pay & allowances for this period be paid to him.

9. Gratuity is paid to an employee in gratitude for services rendered by him to the Department/Government. This word is derived from the Latin word 'gratis'. However, by indulging in serious acts of corruption, Shri Beniwal has rather brought the Department in disrepute and therefore, it is ordered that no gratuity be paid to him. It is pertinent to mention that whenever any employee is dismissed from service, no gratuity is paid to him.

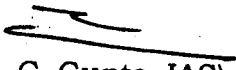
10. Regarding grant of pension, Rule 2.2(a) of the CSR Volume II states as under:-

*"Future good conduct is an implied condition of every grant of a pension. The appointing authority reserve to itself the right of withholding or withdrawing a pension or any part of it if the pensioner be convicted of serious crime or be guilty of grave misconduct.*

*The decision of the appointing authority on any question of withholding or withdrawing the whole or any part of pension under this rule shall be final and conclusive."*

From the perusal of the above rule and instructions dated 08.07.1957, it can be easily inferred that the incumbent is not entitled to pension with effect from date of his conviction. Accordingly, it is ordered that his pension may be refixed in accordance with his revised pay and same be paid for the period from 01.12.2008 till 11.07.2010. Shri Beniwal could not show any reason as to why his pension should not be withdrawn. To be fair on him, he disputed the sentence inflicted by Ld. Special Judge, Kaithal but I am not competent to review the same. It is only the Hon'ble High Court which can review the same in appeal. Hence, not satisfied with the reasons given by him in his reply and in view of his conviction, it is ordered that his pension be withdrawn with effect from the date of conviction i.e. 12.07.2010.

The Director, Secondary Education is directed to take necessary action in accordance with above orders and make the payment of dues, if any, within one month positively as per the orders of the Hon'ble High Court.

  
(T. C. Gupta, IAS)  
Principal Secretary to Govt. of Haryana,  
School Education Department, Chandigarh.

To

Sh. Rom Kumar Beniwal Retd. D.K.O.  
S/o Sh. Ghani Rom  
R/o Vill. Chaharwala  
Distt. Sirsa

**OFFICE OF THE DIRECTOR SECONDARY EDUCATION, HARYANA, PANCHKULA**

**Endst No. 19/55-2007 HRG-I (2)**

**Dated, Panchkula, the 14/3/2015**

A copy is forwarded to the following for information and necessary action:-

1. The Principal, Accountant General (A&E), Haryana, Chandigarh.
2. Treasury Officer, Sirsa and Kaithal.
3. District Education Officer Sirsa and Kaithal. He is directed to settle the claims, of the petitioner in terms this order and compliance reports may be sent to the Directorate immediately through special messenger.
4. Superintendent Pension-I (local).
5. Sh. Ram Kumar Beniwal, Retd. DEEO S/o Sh. Ghani Ram Beniwal R/o Village Chaharwala, Distt. Sirsa.
- ✓ 6. I.T. Cell.
7. HRG-I (3) for placing a copy in personal file and also to make necessary entries in service book of the petitioner.

*Jan*  
**Additional Director Admn.(1)  
for Director Secondary Education  
Haryana, Panchkula**  
*h*